

SENATE BILL 1878
By Kyle

AN ACT to amend Tennessee Code Annotated, Title 68, Chapter 55, relative to the traumatic brain injury fund.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 68-55-304, is amended by deleting the language "§ 55-10-401," and by substituting instead the language "§§ 55-10-401, 55-10-415, or 55-10-418,".

SECTION 2. Tennessee Code Annotated, Title 68, Chapter 55, Part 3, is amended by adding the following as new, appropriately designated sections:

Section 68-55-305.

Notwithstanding any other provisions of law to the contrary, in addition to any other fines imposed by § 55-10-416, for consumption of alcoholic beverage or beer or possession of an open container of alcoholic beverage or beer while operating a motor vehicle, there is imposed an additional fine of ten dollars (\$10.00) for each such violation to be earmarked for and paid into the general fund reserve account created by § 68-55-401.

Section 68-55-306.

Notwithstanding any other provisions of law to the contrary, in addition to any other fines imposed by title 55, chapter 9, part 6, for driving a passenger motor vehicle without the driver or a passenger, who is a child under the age of sixteen (16) years of age, properly restrained, there is imposed an additional fine of five dollars (\$5.00) for each such violation to be earmarked for and paid into the general fund reserve account created by § 68-55-401.

Section 68-55-307.

Notwithstanding any other provisions of law to the contrary, in addition to any other fines imposed by § 55-10-101, for leaving the scene of an accident resulting in injury to or death of any person, there is imposed an additional fine of ten dollars (\$10.00) for each such violation to be earmarked for and paid into the general fund reserve account created by § 68-55-401.

Section 68-55-308.

Notwithstanding any other provisions of law to the contrary, in addition to any other fines imposed by § 55-10-502, for drag racing, there is imposed an additional fine of ten dollars (\$10.00) for each such violation to be earmarked for and paid into the general fund reserve account created by § 68-55-401.

Section 68-55-309.

Notwithstanding any other provisions of law to the contrary, if a court finds a person to be a habitual offender as defined in § 55-10-603(2), there is imposed an fine of twenty-five dollars (\$25.00) to be earmarked for and paid into the general fund reserve account created by § 68-55-401.

Section 68-55-310.

Notwithstanding any other provisions of law to the contrary, in addition to any other penalties imposed for the following offenses, there is imposed an additional fine of

twenty-five dollars (\$25.00) for each such violation to be earmarked for and paid into the general fund reserve account created by § 68-55-401:

- (1) Reckless endangerment by use of a motor vehicle under § 39-13-103;
- (2) Vehicular assault while intoxicated under § 39-13-106;
- (3) Vehicular homicide under § 39-13-213;
- (4) Aggravated vehicular homicide under § 39-13-218; or
- (5) Evading arrest in a motor vehicle under § 39-16-603(b).

SECTION 3. This act shall take effect July 1, 2003, the public welfare requiring it.